

**COMMONWEALTH OF KENTUCKY
CITY OF TAYLORSVILLE**

ORDINANCE NO. 330

AN ORDINANCE AMENDING ORDINANCE NO. 328, ENACTED AND PUBLISHED JUNE 29, 2010, WHICH ESTABLISHES NEW WATER AND SEWER RATES, ETC. IS HEREBY AMENDED AS SET FORTH HEREIN TO IDENTIFY SEWER CONNECTION CHARGES FOR RESIDENTIAL, COMMERCIAL AND INDUSTRIAL PROPERTY AND TO ADD SECTIONS 5 REGARDING RATES TO APPLY TO ALL USERS OF THE SYSTEM, SECTION 6 REGARDING NO BUILDING PERMIT TO BE ISSUED UNTIL ALL FEES AND CHARGES HAVE BEEN PAID, SECTION 10 REGARDING BILLING, COLLECTION AND PENALTY AND SECTION 11 REGARDING REPEALING ANY ORDINANCE INCONSISTENT HERewith.

WHEREAS, the City of Taylorsville operates and maintains a Water Distribution System and a Wastewater Treatment Facility (sewer system), and,

WHEREAS, the City of Taylorsville receives its water for the distribution system from the Louisville Water Company, and,

WHEREAS, the Louisville Water Company is raising its charges to the City of Taylorsville effective the 1st day of July, 2011.

WHEREAS, the City of Taylorsville has not increased its water rates since 2007 by Ordinance #241, and,

WHEREAS, the City of Taylorsville operates a Wastewater Treatment Facility (sewer system) and is in the process of the extension, addition and improvements to the wastewater treatment facility, which is financed through the USA Rural Development and other sources with loans and grants, and,

WHEREAS, the City of Taylorsville has not raised Wastewater Treatment Facility rates since 1994 by Ordinance #151, and,

WHEREAS, the City of Taylorsville enacted Ordinance No. 328, effective June 29, 2010, now herein amending the Ordinance as set forth herein.

NOW THEREFORE, BE IT ORDAINED by the City of Taylorsville as follows:

SECTION 1 NEW MONTHLY WATER RATES.

That the rates or charges for water service furnished by the City of Taylorsville, Kentucky, are hereby fixed and established on a monthly basis, beginning July 1, 2011 as follows:

A. Minimum Water Bill for Customers Located Inside City Limits.

The minimum water bill for customers located inside the City Limits shall be \$10.13

B. Water Rates for Customers Located Inside City Limits.

The following metered charges shall be made for each 1,000 gallons of water consumption per month to customers located inside the City Limits, for respective size water meter connections hereafter set forth:

<u>NUMBER OF GALLONS USED</u>	<u>RATE PER 1,000 GALLONS OF USAGE</u>
1. <u>5/8" Meter</u>	
First 1,000 gallons	\$10.13
Next 9,000 gallons	\$4.25
All over 10,000 gallons	\$4.05
2. <u>3/4" Meter</u>	
First 10,000 gallons	\$48.38
All over 10,000 gallons	\$4.05
3. <u>1" Meter</u>	
First 25,000 gallons	\$109.13
All over 25,000 gallons	\$4.05
4. <u>1-1/2" Meter</u>	
First 50,000 gallons	\$210.38

	All over 50,000 gallons	\$4.05
5.	<u>2" Meter</u>	
	First 100,000 gallons	\$412.88
	All over 100,000 gallons	\$4.05
6.	<u>4" Meter</u>	
	First 200,000 gallons	\$817.88
	All over 200,000 gallons	\$4.05
7.	<u>6" Meter</u>	
	First 400,000 gallons	\$1,627.88
	All over 400,000 gallons	\$4.05

C. Minimum Water Bill for Customers Located Outside City Limits.

The minimum water bill for customers located outside the City Limits shall be \$16.53 per month, and each such water customer shall be entitled to 1,000 gallons (or less) of water in each month for such minimum charge.

D. Water Rates for Customers Located Outside City Limits.

The following metered charges shall be made for each 1,000 gallons of water consumption per month to customers located outside the City Limits, for the respective size water meter connections hereinafter set forth:

<u>NUMBER OF GALLONS USED</u>		<u>RATE PER 1,000 GALLONS OF USAGE</u>
1.	<u>5/8" Meter</u>	
	First 1,000 gallons	\$16.53
	Next 9,000 gallons	\$6.86
	All over 10,000 gallons	\$5.06
2.	<u>3/4" Meter</u>	
	First 10,000 gallons	\$78.27
	All over 10,000 gallons	\$5.06
3.	<u>1" Meter</u>	
	First 25,000 gallons	\$154.17
	All over 25,000 gallons	\$5.06
4.	<u>1-1/2" Meter</u>	
	First 50,000 gallons	\$280.67
	All over 50,000 gallons	\$5.06

5.	<u>2" Meter</u>	
	First 100,000 gallons	\$533.67
	All over 100,000 gallons	\$5.06
6.	<u>4" Meter</u>	
	First 200,000 gallons	\$1,039.67
	All over 200,000 gallons	\$5.06
7.	<u>6" Meter</u>	
	First 400,000 gallons	\$2,051.67
	All over 400,000 gallons	\$5.06

E. Water Rates for Bulk Sales Customers

The rate for water sold in bulk sales for private use shall be based on the "gallons used outside the city limits" water rates for a 5/8" meter, regardless of location.

SECTION 2. NEW MONTHLY SEWER RATES FOR ALL CUSTOMERS.

That the rates or charges for sewer service, furnished by the City of Taylorsville, Kentucky are hereby fixed and established on a monthly basis and shall be based insofar as possible upon the quality of water supplied to the respective buildings or premises, beginning July 1, 2011, as follows:

A. Minimum Sewer Bill for All Customers.

The minimum sewer bill for all customers connected to the City of Taylorsville's sewer system shall be \$11.12 per month, based upon 1,000 gallons (or less) of water in each month for such minimum charge.

B. Sewer Rates for All Customers.

The following charges shall be made based upon each 1,000 gallons of water consumption per month, in excess of the base rate, to all sewer customers of all size connections to the sewer system:

<u>NUMBER OF GALLONS USED</u>	<u>RATE PER 1,000 GALLONS OF USAGE</u>
First 1,000 gallons	\$11.12(minimum monthly charge)
Next 9,000 gallons	\$6.15
All over 10,000 gallons	\$5.75

Note: Sewer Rates for significant commercial water users may be based on current water rates if justified to and approved by the City Commission.

C. Sewer Connection Requirements.

All residences, businesses, schools, churches, etc. within the City Limits shall be required to connect to the City of Taylorsville's sewer system if any one side of the property or across the street from property an existing sewer main or lateral line exist or is installed.

SECTION 3. WATER CONNECTION CHARGES

Water connection charges are hereby established and shall be exacted for each connection with the municipal waterworks system, with different charges being made for different size water connections.

For the various size connections for premises to which water service is to be made available, the following connection charges shall be made:

<u>SIZE OF WATER METER CONNECTION</u>	<u>CONNECTION CHARGES*</u>
5/8 inch	\$1,200.00
1 inch	\$1,800.00
1 ½ inch	\$4,000.00
2 inch	\$5,000.00
3 inch or larger	Based on time & material

*Additional supplemental charges may be calculated based on construction cost specific to each connection.

SECTION 4. SEWER CONNECTION CHARGES

A. Residential:

Residential property, including single family residence, multi-family residential property, containing two or more living units/apartments or condominiums and to include day-care facilities, food preparation establishments/restaurants, shall pay a one-time infrastructure impact fee of \$3000.00 per service. ~~A sewer tap on fee of \$750.00 will be charged if applicable. This fee will cover~~ A tap on fee (connect to line) will be charged based on the cost of time and material for city related expenses when incurred. (Subdivisions and developments are responsible for installing sewer taps at the time of infrastructure installation.)

B. Multi-Family Residential:

Multi-Family Residential buildings containing two or more living units/apartments or condominiums shall pay a one-time connection fee of \$1,500.00

- for each unit/apartment.
- C. Commercial/Industrial:

Commercial businesses which provide only a service, such as day-care facilities, restaurants, would pay a one-time connection fee of \$3,000.00. All other such businesses, such as nursing homes, medical facilities, lodging bed and breakfasts, motel, hotels, institutions such as schools, colleges, churches, would pay a one-time fee based on the engineering design flow, e.g., \$200.00/1000 gallon/month, with a minimum fee of \$3,000.00.

SECTION 5. BASE RATE

Customers shall pay a base rate for water and sewer for each unit, regardless of if a unit is occupied, unless the City is contacted to turn off the water meter.

All customers having only one water meter, serving multiple units, shall pay the base water and sewer monthly rate for each unit, regardless if a unit is not occupied.

SECTION 6. RATES APPLY TO ALL USERS OF THE SEWER SYSTEM

Rates for the above connection fees shall apply to all users who discharge, cause or permit the discharge of sewage into the public sewer treatment system, whether by direct connection to the system or by indirect connection to or through another user or another connection to the system.

SECTION 7. NO BUILDING PERMIT OR OCCUPANCY PERMIT SHALL BE ISSUED UNTIL ALL FEES AND CHARGES HAVE BEEN PAID

No person, corporation or other entity shall begin construction on a development and no building permit or occupancy permit shall be issued by the City or by the local Planning and Zoning Commission or Administrator until all fees and/or charges have been paid to the City and applicable permits by the appropriate agency have been issued.

SECTION 8. SERVICE CHARGES AND PENALTIES

Other fees, charges and penalties associated with the administrative activity, billing, labor or material required to provide adequate services, including those established by this or any other ordinance, may be set by policy approved by the City Commission.

SECTION 9. RATE ADJUSTMENTS

It shall be the policy of the City Commission to review annually cost associated with providing water and sewer services and adjust rates to adequately cover those costs, including but not limited to rate increases by the Louisville Water Co. for water purchased by the City from the Louisville Water Co.

SECTION 10. COST OF LIVING ADJUSTMENTS

Commencing effective July 1, 2012, the water rates and sewer rates contained in this ordinance ~~shall~~ may be adjusted annually in accordance with KRS 83A.075 as may be amended from time to time, so as to allow automatic cost of living adjustments based on the purchasing power of the dollar as computed by the State of Kentucky Finance and Administration Cabinet.

SECTION 11. BILLING, COLLECTION AND PENALTY

Rates, fees and/or charges relevant to any/all accounts shall be billed monthly and shall be considered due and payable by the 10th or the 25th of each month whichever applies. If not paid by the corresponding due date, such account shall be considered delinquent and a ten percent (10%) penalty shall be affixed to the balance due for each month delinquent. After an additional ten (10) days of due date water and/or sewer service shall be discontinued immediately. The City of Taylorsville reserves the right to discontinue water service due to delinquency of payment for water and/or sewer services. The re-connection of such services shall not be made until the owner and/or applicant pays all charges, penalties and reconnect fees owed in full. In the event, a water and/or sewer account is delinquent and the customer has multiple accounts, the City of Taylorsville shall retain the right to discontinue services at other account locations.

SECTION 12. REPEAL OF PRIOR ORDINANCE

Any Ordinance inconsistent herewith is hereby repealed.

Enacted this the 6th day of December, 2011, by the City of Taylorsville.

CITY OF TAYLORSVILLE, KENTUCKY


DON PAY, Mayor

ATTESTED BY:


STEPHEN A. BIVEN, City Clerk

Date of First Reading	<u>11-1-2011</u>
Date of Second Reading	<u>12-6-2011</u>
Date Published	<u>1-4-2012</u>

**SUMMARY OF
CITY OF TAYLORSVILLE
ORDINANCE NO. 330**

This is a summary of Ordinance No. 330, an Ordinance amending Ordinance No. 328, which was published in full in the Spencer Magnet on June 29, 2011.

Section 4A: Residential sewer connection charge was amended to delete the wording:

“A sewer tap on fee of \$750.00 will be charged if applicable. This fee will cover”; and to add the wording: “A tap on fee (connect to line) will be charged based on...”.

Section 4: Was amended to add Section 4B regarding multi-family residential customers and reads as follows:

“Multi-Family Residential buildings containing two or more living units/apartments or condominiums shall pay a one-time connection fee of \$1,500.00 for each unit/apartment.”

Section 4: Was amended to add Section 4C regarding commercial/industrial customers and reads as follows:

“Commercial businesses which provide only a service, such as day-care facilities, restaurants, would pay a one-time connection fee of \$3,000.00. All other such businesses, such as nursing homes, medical facilities, lodging bed and breakfasts, motel, hotels, institutions such as schools, colleges, churches, would pay a one-time fee based on the engineering design flow, e.g., \$200.00/1000 gallon/month, with a minimum fee of \$3,000.00.”

Section 5: Added to set forth the base rate and reads as follows:

“Customers shall pay a base rate for water and sewer for each unit, regardless of if a unit is occupied, unless the City is contacted to turn off the water meter.

All customers having only one water meter, serving multiple units, shall pay the base water and sewer monthly rate for each unit, regardless if a unit is not occupied."

Section 6: Added to set forth that the rates for the connection fees that apply to all users of the sewer system.

Section 7: Added to set forth no building permit or occupancy permit shall be issued until all fees and charges have been paid.

Section 8: Section number was changed, but no changes were made to the text.

Section 9: Section number was changed, but no changes were made to the text.

Section 10: Section number was changed and was amended to delete the word "shall" and add the word "may".

Section 11: Added to set forth billing, collection and penalty and reads as follows:

"Rates, fees and/or charges relevant to any/all accounts shall be billed monthly and shall be considered due and payable by the 10th or the 25th of each month whichever applies. If not paid by the corresponding due date, such account shall be considered delinquent and a ten percent (10%) penalty shall be affixed to the balance due for each month delinquent. After an additional ten (10) days of due date water and/or sewer service shall be discontinued immediately. The City of Taylorsville reserves the right to discontinue water service due to delinquency of payment for water and/or sewer services. The re-connection of such services shall not be made until the owner and/or applicant pays all charges, penalties and reconnect fees owed in full. In the event, a water and/or sewer account is delinquent and the customer has multiple accounts, the City of Taylorsville shall retain the right to discontinue services at other account locations."

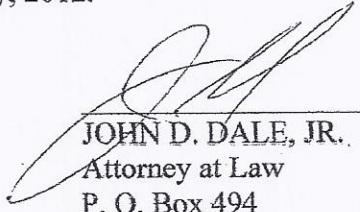
Section 12: Added to set forth that any Ordinance inconsistent herewith is hereby repealed.

The full text of the ordinance is on file and may be reviewed at City Hall for the City of Taylorsville, 70 Taylorsville Road, Taylorsville, Kentucky 40071 and available for review during the City's normal working hours.

CERTIFICATION

I certify that I am a licensed and practicing attorney in the Commonwealth of Kentucky and the foregoing Summary was prepared by myself in accordance with KRS 82A.060 (9).

WITNESS my hand this the 3rd day of January, 2012.



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